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1631

Patent  
Atty Docket 612,404-351  
(prev 254/302)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

**Donald E. Ackley et al.**

Serial No.: 09/596,657

Filed: June 19, 2000

For: ELECTRONIC DEVICE FOR  
PERFORMING ACTIVE BIOLOGICAL  
OPERATIONS AND METHOD OF USING  
SAME (As Amended)

Group Art Unit: 1631

Examiner: Ardin H. Marschel

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**RESPONSE TO COMMUNICATION DATED JULY 22, 2003**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In response to the communication dated July 22, 2003, the undersigned hereby submits a "Second Revised – Amendment and Response" in response to the Official Action dated March 26, 2003. The amendment to the Abstract has been set out on a separate page and a replacement Abstract on its own sheet of paper is also provided herewith. The undersigned apologizes for any inconvenience this oversight may have caused. If further questions remain, please contact the undersigned at (949) 737-2926.

CERTIFICATE OF MAILING (37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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*July 30, 2003*

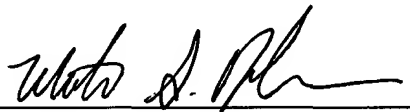
*Denise Doss*  
Denise Doss

While it is believed that no fee is due in connection with this Response, if it is  
deemed otherwise, the Commissioner is authorized to charge Deposit Account No. **500639**.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: 7/30/03

By:   
Michael S. Davidson  
Reg. No. 43,577

MSD/dnd

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Attorney Docket: 612,404-351  
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**SECOND REVISED -- AMENDMENT AND RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Official Action dated March 26, 2003, please amend the application as follows:

**Amendments to the Specification** begin on page 2 of this paper.

**Amendment to the Abstract** begins on page 3 of this paper. A replacement Abstract on its own separate sheet of paper is also provided herewith.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 4 of this paper.

**Amendments to the Drawings** begin on page 9 of this paper and include an attached replacement sheet.

**Remarks** begin on page 10 of this paper.

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(37 C.F.R. §1.8a)

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Denise Doss  
Name of Person Mailing Paper

Signature of Person Mailing Paper